

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE

| | | |
|----------------------------------|---|--------------------------|
| BRANDON P. RUSSELL, |) | |
| |) | |
| Plaintiff, |) | |
| |) | |
| v. |) | No.: 3:15-CV-456-TAV-CCS |
| |) | |
| CAROLYN W. COLVIN, |) | |
| Commissioner of Social Security, |) | |
| |) | |
| Defendant. |) | |

ORDER

This civil matter is before the Court on the Report and Recommendation (the “R&R”) entered by United States Magistrate Judge C. Clifford Shirley, Jr. on January 18, 2017 [Doc. 18]. In the R&R, Magistrate Judge Shirley recommends that the Court deny plaintiff’s Motion for Judgment on the Pleadings [Doc. 12] and grant defendant’s Motion for Summary Judgment [Doc. 16].

Plaintiff has not timely objected, and enough time has passed since the filing of the R&R to treat any objections as having been waived. *See* 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b).

After reviewing the matter, the Court is in agreement with Magistrate Judge Shirley’s recommendations, which the Court adopts and incorporates into its ruling. Accordingly, the Court **ACCEPTS IN WHOLE** the R&R [Doc. 18]. Plaintiff’s Motion for Judgment on the Pleadings [Doc. 12] is hereby **DENIED**, and defendant’s Motion for

Summary Judgment [Doc. 16] is hereby **GRANTED**. The Clerk of Court is **DIRECTED** to **CLOSE** this case.

IT IS SO ORDERED.

s/ Thomas A. Varlan
CHIEF UNITED STATES DISTRICT JUDGE

ENTERED AS A JUDGMENT

s/ Debra C. Poplin
CLERK OF COURT